

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Thomas TILLER et al.

Group Art Unit : 1797

Appl. No. : 10/560,608

Examiner : Lyle ALEXANDER

I.A. Filed : May 19, 2004

Confirmation No. : 9165

For : METHOD OF MARKING A PRODUCT, MARKED PRODUCT  
RESULTING THEREOF, AND METHOD OF IDENTIFYING SAME

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, **Mail Stop AF**  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Pursuant to 37 C.F.R. § 1.56 and 37 C.F.R. §§ 1.97-1.98 and supplemental to the Information Disclosure Statements filed December 13, 2005 and February 19, 2010, Applicants hereby direct the Examiner's attention to the following information:

Applicants note that copies of the International Search Report and International Preliminary Report on Patentability were submitted with the application papers when entering the national stage on December 13, 2005. Moreover, copies of the Written Opinion of the International Preliminary Examining Authority, the November 10, 2005 response to the Written Opinion, the Written Opinion of the International Search Authority and a European Search Report in the counterpart European application are submitted herewith. The Examiner is requested to review these documents for the indication of relevance indicated therein with respect to the following documents cited therein.

U.S. Patent No. 3,894,917

U.S. Patent No. 5,849,590

DE 195 07 301 A accompanied by an English abstract

DE 199 01 041 A accompanied by an English abstract

WO 03/058234 A1

Schoeller et al., "Total Body Water Measurement in Humans with  $^{18}\text{O}$  and  $^2\text{H}$  labeled Water", American Journal of Clinical Nutrition, Bethesda, MD, US., Vol. 33, No. 12, December 1980, pages 2686-2693

Rossmann et al., "Multielement Stable Isotope Ratio Analysis of Glycerol to Determine its Origin in Wine", Zeitschrift fuer Lebensmittel-Untersuchung Und – Forschung. A, European Food Research and Technology, Springer Heidelberg, DE, Vol. 207, No. 3, 1998, pages 237-243.

Additionally, the following documents are cited in the specification:

U.S. Patent No. 5,156,663

U.S. Patent No. 5,474,937

U.S. Patent No. 5,525,516

U.S. Patent No. 5,723,338

U.S. Patent No. 5,776,713

U.S. Patent No. 5,804,447

U.S. Patent No. 5,843,783

U.S. Patent No. 5,942,444

U.S. Patent No. 5,981,283

U.S. Patent No. 5,998,211

US 2002/0048822 A1

Nozaki, Encyclopedia of Ocean Science, Vo. 6, pgs. 1-11, (Eds.: S.A. Thorpe; J.H. Steele; K.K. Turkian, Academic Press, 2001). Applicants note that page 10 is missing therefrom, and Applicants are also submitting herewith Nozaki, "Rare Earth Elements and their Isotopes in the Ocean", Encyclopedia of Ocean Sciences, Volume 4, pages 2354-2366, 2001, and a reproduced article therefrom.

Still further, the following document has been cited in the Information Disclosure Statement filed December 13, 2005 and is being cited herein.

WO 03/058238 A1

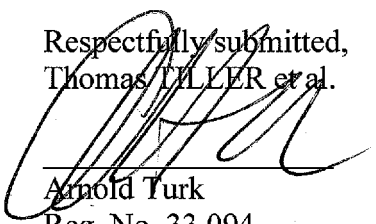
U.S. Patent Nos. 3,894,917 and 5,849,590 have been cited and the Information Disclosure Statement filed December 13, 2005 and have been confirmed as considered by the Examiner. Accordingly, these documents are not being relisted and submitted in this Information Disclosure Statement.

Copies of the above-listed documents, except for U.S. patents and U.S. patent application publications for which a copy is not required, are enclosed together with a completed Form PTO-1449 listing these documents. Accordingly, the Examiner is requested to consider these documents and to indicate such consideration by returning a signed and initialed copy of the form with the next communication from the Patent and Trademark Office.

Applicants note that this Information Disclosure Statement is being submitted on even date with an Request for Continued Examination., and thus no fee is necessary to ensure consideration of this Information Disclosure Statement. However, authorization is hereby provided to charge Deposit Account No. 19-0089 any fee necessary to ensure consideration of this Information Disclosure Statement and the submitted materials.

If there should be any questions, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,  
Thomas MILLER et al.



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August 3, 2010  
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